

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

MICHAEL BRUCE ANTHONY  
MCPHERSON,

Petitioner,

v.

WARDEN,

Respondent.

No. 2:23-cv-1014 WBS KJN P

ORDER TO SHOW CAUSE

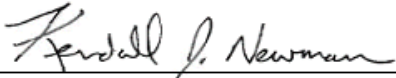
Petitioner is a state prisoner, proceeding pro se, with an application for writ of habeas corpus pursuant to 28 U.S.C. § 2254. On August 23, 2023, respondent filed a motion to dismiss this action because it is barred by the statute of limitations. Petitioner has not filed an opposition to the motion. Local Rule 230(l) provides in part: “Failure of the responding party to file written opposition or to file a statement of no opposition may be deemed a waiver of any opposition to the granting of the motion . . . .” Id.

Good cause appearing, IT IS HEREBY ORDERED that petitioner show cause, within twenty-one days, why his failure to oppose respondent’s motion to dismiss should not be deemed a waiver of any opposition to the granting of the motion, and he shall file an opposition.

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Petitioner is cautioned that failure to respond to the instant order, or to file an opposition to the pending motion to dismiss, will result in a recommendation that this action be dismissed.

Dated: September 29, 2023

  
KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE

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